

MINUTES

City of Carrollton

Mayor and Council Meeting

Monday, October 4, 2004
6:00 p.m.

**Public Safety Complex
Court/Council Chambers
115 West Center Street, Carrollton, Georgia**

I. CALL TO ORDER

The Mayor and City Council met in regular session on Monday, October 4, 2004 at 6:00 p.m. in the Public Safety Annex Building, 115 West Center Street, Carrollton, Georgia. Mayor Garner called the meeting to order at 6:05 p.m. Members present: Mayor Wayne Garner, Councilmember Peter Balega, Councilmember Gerald Byrd, Councilmember Rusty Gray, and Councilmember Mandy Maierhofer. Mayor Garner announced to all in attendance that this meeting is the first meeting to be made available via web broadcast.

II. INVOCATION

Councilmember Byrd offered the invocation.

III. MINUTES (September 7, 2004)

Motion by Councilmember Gray, seconded by Councilmember Byrd to approve the minutes of the meeting of September 7, 2004. Motion passed 5-0.

IV. ITEMS OF DISCUSSION

1. Proclamation: Charles "Barry" Carroll

City Manager Casey Coleman presented a Remembrance Proclamation to Mrs. Jane Carroll, wife of the late Police Chief Barry Carroll. Mayor Garner and members of Council expressed their sympathy to the Carroll family and read the Remembrance Proclamation honoring Chief Carroll.

2. Proclamation: John "Carter" Clay

Councilmember Mandy Maierhofer presented a Proclamation of Appreciation to John "Carter" Clay in observance of his diligent work on the "Ghost Tour" event held on Saturday, October 2, 2004.

3. Proclamation: Domestic Violence Awareness Month

Mayor Garner presented a proclamation to members of the Carroll County Emergency Shelter proclaiming the month of October as Domestic Violence Awareness Month.

4. Proclamation: Save Today

Mayor Garner presented a proclamation to Mrs. Susan Fleck proclaiming October 13, 2004 as Save Today in order to support the need to educate people and help victims of violence.

5. Annexation/Rezoning Request – Property located off Shady Valley Drive and Blandenburg Road Petitioner: Jay Harrelson

Community Development Director Tracy Dunnivant presented an annexation/rezoning request from Jay Harrelson for 1.00 acres located off Shady Valley Drive and Blandenburg Road with an R-30 Single-Family Residential zoning designation. Director Dunnivant stated that the petitioner plans to develop a single residence on a portion of the property and the remaining land will be divided up between the Oak Mountain Park Property Owner's Association for entrance improvements and the neighboring property owner. Director Dunnivant advised the Mayor and Council that the Planning Commission has reviewed the application in terms of the standards for the rezoning and recommends both the annexation and the rezoning. Director Dunnivant also noted that the Oak Mountain Park Property Owner's Association supports the petition.

Motion by Councilmember Byrd, seconded by Councilmember Gray to approve annexation/rezoning request. Motion passed 5-0

6. Annexation/Rezoning Request – Property located off Stripling Chapel Road

Petitioner: Garrett Family Trust

Community Development Director Tracy Dunnivant presented an annexation/rezoning request from Garrett Family Trust for 4.91 acres located off Stripling Chapel Road with a C-2 Neighborhood and Highway Business Service District zoning designation. Director Dunnivant advised the Mayor and Council that the petitioner plans to develop a retail center on the property. Director Dunnivant also advised the Mayor and Council that the Planning Commission has reviewed the application in terms of the standards for rezoning and recommends both the annexation and the rezoning with the stipulation that the parkway overlay zone be applicable and special consideration be made in terms of the east and west buffers.

Motion by Councilmember Gray, seconded by Councilmember Maierhofer to approve Annexation Rezoning Request with stipulations as recommended by the Planning Commission. Motion passed 5-0.

7. Special Exception Request - Property located at 201 Mandeville Avenue

Petitioner: Henry Dufour

Community Development Director Tracy Dunnivant presented a special exception request from Henry Dufour for property located at 201 Mandeville Avenue. Director Dunnivant advised the Mayor and Council that the petitioner is asking to replace an existing duplex that burned down earlier in the year. Director Dunnivant noted that the petitioner has indicated that all construction will be consistent with the duplex that was destroyed. Director Dunnivant also noted that the Planning Commission has reviewed the application and recommended approval of the special exception request.

Motion by Councilmember Maierhofer, seconded by Councilmember Gray to approve special exception request. Motion passed 5-0.

8. Special Exception Request – Property located at 342 Maple Street

Petitioner: Cesar Molina

Community Development Director Tracy Dunnivant presented a special exception request by Cesar Molina for property located at 342 Maple Street. Director Dunnivant advised the Mayor and Council that the petitioner is asking that a special exception be granted to allow the construction of a 5,000 square foot grocery store and three to four kiosks for selling souvenirs. Director Dunnivant noted that the current zoning limits the structure to 3,000 square feet for new construction and also requires the façade of the building to be compatible with neighboring structures. Director Dunnivant also noted that the Planning Commission has reviewed the application and recommended denial of the special exception request. Mr. Jim Uglum, owner of a business located next door to the petitioner spoke against the request, noting that the proposed special exception request was going against all covenants/restrictions, and that neighboring business owners are also against said request.

Motion by Councilmember Gray, seconded by Councilmember Maierhofer to deny special exception request, as recommended by the Planning Commission. Motion passed 5-0

9. Joint Resolution (SPLOST) Advance Funding

City Manager Casey Coleman presented to the Mayor and Council for approval a draft resolution declaring the intention of Carroll County, Carrollton and Temple to issue revenue bonds in the total amount of no more than \$36,500,000. City Manager Coleman noted that the City is requesting \$10,500,000 and that that the money will advance fund the Courthouse/Downtown project (\$6,400,000), the Lake Carroll Dam project (\$2,150,000), and a portion of the Recreation/Cultural Arts project (\$2,000,000). City Manager Coleman advised that there is a possibility that the Lake Carroll Dam is not a category one dam, and that the dam is currently being officially classified and we should know the proper classification within the next few weeks and that depending on the outcome of the classification, the expense of repair could be considerably less.

Motion by Councilmember Balega, seconded by Councilmember Gray to approve Joint Resolution (SPLOST) Advance Funding. Motion passed 5-0.

10. Resolution 04-13: Sign Ordinance Amendment

City Manager Casey Coleman presented to the Mayor and Council for approval a resolution to amend the City of Carrollton Sign Ordinance (Section 74-57 (a) (1) pertaining to the required \$500 bond for political sign permits. City Manager Coleman advised that he has received several complaints regarding the requirement. City Manager Coleman also noted that he has researched the matter and sees no problem in recommending that we amend the Sign Ordinance to remove the \$500 bond requirement because the City has never enforced the requirement and that by removing it, the City expresses a gesture to our candidates that they are trusted and will be honorable to remove said signs in a timely manner as set forth by the ordinance. City Manager Coleman advised that all other requirements regarding size, location, and length of time political signs may stay erected would not change.

Motion by Councilmember Byrd, seconded by Councilmember Balega to approve Resolution 04-13: Sign Ordinance Amendment. Motion passed 5-0.

11. Personnel Policy Amendment: Proposed Paid Holidays

City Manager Casey Coleman presented to the Mayor and Council for their consideration a proposed Personnel Policy amendment to increase the number of observed City of Carrollton paid holidays to include Veteran's Day (November 11) and Christmas Eve (December 24). City Manager Coleman stated that the City of Carrollton currently has eight (8) paid holidays, which on average is fewer than any of the eleven (11) locations surveyed. City Manager Coleman noted that in his opinion, in order to remain competitive and to attract, motivate, and retain employees, we must begin looking at the benefits we can improve upon at little or no cost.

Motion by Councilmember Gray, seconded by Councilmember Balega to approve Personnel Policy Amendment: Addition of two (2) employee paid holidays (Veteran's Day and Christmas Eve). Motion passed 5-0.

12. Sidewalk, Curb, & Gutter Maintenance, Repair and Extension Quotes

City Manager Casey Coleman advised the Mayor and Council that the following quotes were received for maintenance, repair, and extension of sidewalks, curbs and gutters:

VENDOR	PRICE
Hollingsworth Concrete	\$16,715.00
Jackson Paving (Douglasville)	\$30,550.00
Neal's Concrete Construction Co. (Carrollton)	\$15,080.00

City Manager Coleman noted that after reviewing the bids submitted, the apparent low bidder is Neal's Concrete Construction Co. City Manager Coleman stated that historically, Neal's has performed satisfactory work for the City of Carrollton and has completed such work in a timely fashion.

Motion by Councilmember Maierhofer, seconded by Councilmember Gray to award contract to low bidder, Neal's Concrete and Construction Co. (Carrollton) and to authorize City Manager to contract with selected contractor to maintain, repair, and extend sidewalks, curbs, and gutters as per unit price. Motion passed 5-0.

13. Appointment: CPRCAD Commission (2)

Motion by Councilmember Maierhofer, seconded by Councilmember Gray to reappoint Mr. Ben Garrett and Dr. Tee Reeve to additional terms (terms expiring October 1, 2007). Motion passed 5-0.

14. Appointment: Historic Preservation Commission (2)

Motion by Councilmember Maierhofer, seconded by Councilmember Gray to appoint Ms. Alison Tanner to the unexpired term of Ms. Jackie Pate (term expiring May 1, 2007). Motion to appoint Ms. Jan Nielson to the unexpired term of Mr. Mike Horton (term expiring May 1, 2005). Motion passed 5-0.

15. Appointment: Main Street Board of Directors (1)

Motion by Councilmember Gray, seconded by Councilmember Byrd to appoint Ms. Pam Stallings Almon to the unexpired term of Joey Huckeba (term expiring December 31, 2005). Motion passed 5-0.

V. MAYOR AND COUNCIL ANNOUNCEMENTS

Mayor Garner expressed his appreciation to all employees who worked during the recent hurricane, and noted what a great team we have with our employees.

Councilmember Peter Balega expressed his appreciation for the efficient work of City employees during the recent storm. Councilmember Mandy Maierhofer expressed her appreciation to everyone involved with the "Ghost Walk" event held on October 2, 2004.

Councilmember Gerald Byrd expressed his appreciation to Mr. Carter Clay for his outstanding work on the "Ghost Walk" event.

VI. CITY MANAGER ANNOUNCEMENTS

City Manager Casey Coleman advised those in attendance that Carrollton's 175th Birthday tee shirts in sizes small and extra-large are available at City Hall at a cost of \$10.00 per shirt.

City Manager Casey Coleman discussed the proposed City flag issue with those in attendance. City Manager Coleman advised the Mayor and Council that after the flag poll went on line via the City's website, we received a lot of feedback and comments regarding the flag issue and that citizens have requested more time to vote on their desired flag design before a final design is chosen. Requests were made that the flag issue be more widely publicized. The Mayor and Councilmembers decided to re-publish the poll on the City's website at a future date for citizen voting and also allow citizens to vote on their desired flag design at City Hall for those without computers, which would allow for more public input on the issue before a final design is chosen.

VII. CITIZEN COMMENTS

Ms. Annie Boykin inquired as to the status of the Spring Street@ Hwy. 27-traffic situation. Mayor Garner advised Ms. Boykin that the City continues to actively work on the situation and that estimates for the overhead bridge were roughly \$342,000.

VIII. ADJOURN

With no further business to come before the Mayor and Council, the meeting adjourned at 6:50 p.m.

The Agenda for Mayor and Council Meetings is available for review in the City Manager's Office, 315 Bradley Street, Carrollton, Georgia and the City's website, www.carrollton-ga.gov after 4:00 p.m. on the Friday prior to Council Meeting. The City complies with the Americans with Disabilities Act (ADA). If you will need special assistance at this meeting, the City will try to accommodate you in every reasonable manner. Please call (770) 830-2000 from 8:30 a.m. to 5:00 p.m. Monday through Friday at least 48 hours prior to the meeting. A summary of Agenda items acted upon is available within 48 hours of the meeting at the address and website listed above. Minutes to any previous meeting (once adopted) are available upon request at the number listed above.